

**UNITED STATES BANKRUPTCY
DISTRICT OF MINNESOTA**

In re:

BKY No. 03-48727
ADV No. 04-4167

Daniel J. Bomstad and Carol M. Bomstad,

Debtors.

Randall L. Seaver, Trustee,

Plaintiff,

STIPULATION REGARDING TRIAL

vs.

Wells Fargo Home Mortgage, Inc.,

Defendant.

WHEREAS, the Court's Order of August 9, 2004 set the trial in the above matter for February 22, 2005 at 2:00 p.m.; and

WHEREAS, the parties desire to attempt to settle this matter but cannot complete negotiations until after all claims have been filed; and

WHEREAS, the bar date for creditors to submit claims is November 30, 2004; and

WHEREAS, Bankruptcy Rule 3004 provides an additional 30 days following the bar date, until December 30, 2004 in this case, for the debtor or the Trustee to file claims on behalf of creditors; and

WHEREAS, the parties desire some time after final claims must be submitted during which to attempt to negotiate a settlement in this matter; and

WHEREAS, the parties therefore desire to extend the discovery cutoff so that they do not incur additional discovery expenses in the event that settlement is possible; and

WHEREAS, the parties therefore desire to extend the discovery cutoff and reschedule the trial as follows:

1. Discovery cutoff - January 24, 2005;
2. Motion cutoff- February 24, 2005;
3. Trial not earlier than March 24, 2005.

NOW, THEREFORE, it is hereby agreed as follows:

1. The parties hereto request that the court issue an Amended Scheduling Order and Order for Trial setting the following dates:

- a. Discovery cutoff - January 24, 2005;
- b. Motion cutoff- February 24, 2005; and
- c. Trial not earlier than March 24, 2005.

Dated: October 00, 2004

FULLER, SEAYER & RAMETTE, P.A.

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Dated: October 19, 2004

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